
INTRASTATE ACCESS SERVICE TARIFF

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Issued: May 30, 2012

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KENTUCKY
PUBLIC SERVICE COMMISSION

JEFF R. DEROUEN
EXECUTIVE DIRECTOR

TARIFF BRANCH

Brent Kirtley

EFFECTIVE May 1, 2012

7/1/2012
PURSUANT TO 807 KAR 5:011 SECTION 9 (1)

INTRASTATE ACCESS SERVICE TARIFF**SECTION 6. - CHARGES****6.1 Charges for Terminating Access Services**

Except as provided in Section 6.1.1, Service is billed at the rate of \$0.020847 per minute for each completed call, with a minimum charge for one minute and additional charges for each additional six second increment or fraction thereof.

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6.1.1 Service will be billed at the interstate access rates set forth in Company's FCC Tariff No. 1 or its successor FCC access tariff for the percentage of traffic that Customer properly identifies as originating in Voice over Internet Protocol and therefore "VoIP-PSTN Traffic" as defined by the Federal Communications Commission's Report and Order FCC No. 11-161 (Nov.18, 2011), provided that Customer has also implemented billing of interstate access charges for VoIP-PSTN Traffic in accordance with FCC rules. Customer may elect this option prospectively by providing written certification of its Percent of VoIP Usage (PVU) Factor, which represents its good faith estimation of the percentage of all non-local traffic sent to Company in the State that that originates in IP format and qualifies as VoIP-PSTN Traffic, based upon relevant, accurate and verifiable information. Unless and until such notice of a PVU becomes effective, all calls will be billed in accordance with the other terms of this tariff. Customer has a continuing obligation to assure the ongoing accuracy of its PVU and must submit revisions as necessary. Initial and revised PVUs will become effective when implemented by Company, which shall be no later than the first day of the billing cycle that is at least thirty business days after receipt. Customer shall retain the records used to develop its PVU for a minimum of one year and Company may audit Customer's records at its place of business to verify compliance with the terms of this Tariff. In the event that an audit reveals that any Customer reported factors are incorrect, the Company shall apply the audit results to all usage affected by the audit. Back-billed amounts are subject to a late payment penalty and payment shall be made in immediately available funds by the due date printed on the invoice. Should an audit reveal that the misreported factors resulted in an underpayment of usage charges to the Company of five percent or more of the total usage charges, the Customer shall reimburse the Company for the cost of the audit.

(N)
(N)**6.2 Other Services**

Company may offer other access services or facilities, such as direct connect arrangements, originating access services, and special construction, at Company's exclusive option, on a case-by-case basis under individual contracts. Where the Company furnishes a facility or service on a special construction basis, or any service for which a rate or charge is not specified in the Company's tariff, charges will be based on the costs incurred by the Company and may include (1) nonrecurring charges; (2) recurring charges; (3) termination liabilities; or (4) combinations thereof. The Customer and the Company shall negotiate an agreement for special construction, the pricing for which will be set on an individual case basis (ICB). If the regulation commission charges are developed based on the specific circumstances of the case, which would typically include a minimum service commitment based on the estimated service life of the facilities provided and early termination liability provision.

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